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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/972,524	10/04/2001	Richard Kroczek	7853-240	8232
20583	7590	10/11/2005	EXAMINER	
JONES DAY 222 EAST 41ST ST NEW YORK, NY 10017				OUSPENSKI, ILIA I
		ART UNIT		PAPER NUMBER
		1644		

DATE MAILED: 10/11/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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09/972,524

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT PAPER

1644 09282005

DATE MAILED:

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Commissioner for Patents

1. The examiner of this application in the PTO has changed. To aid in correlating any papers for this application, all further correspondence regarding this application should be directed to Ilia Ouspenski, Group Art Unit 1644, Technology Center 1600.
2. Claims 53 and 55 - 58 are pending.
3. In view of Judgment issued in the instant Application by the Board of Patent Appeals and Interferences (Paper 144, mailed 06/21/2005; Patent Interference No. 105,168), the pending claims are determined to be allowable.
4. This application is in condition for allowance except for the following formal matters: In a telephone interview on 09/22/2005, Applicant informed the Examiner that additional claims were presented during the Interference proceedings. Applicant is required to provide any previous amendments presented during the Interference proceedings to complete the instant file application.
5. Prosecution on the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. A shortened statutory period for reply to this action is set to expire TWO MONTHS from the mailing date of this letter.
6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jessica H. Roark whose telephone number is (703) 605-1209. The examiner can normally be reached on Monday to Friday, 8:00 to 4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christina Chan can be reached on (703) 308-3973. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ILIA OUSPENSKI
Patent Examiner
Art Unit 1644
September 28, 2005

PTO-90C (Rev.04-03)

Phillip Gabel, Ph.D.
PHILLIP GABEL, PH.D.
PRIMARY EXAMINER
Recd control 1600
9/28/05 SCD